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an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

<u>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</u>

In re Application of

Kenneth L. Justice

For

CABLE CONNECTOR FOR WELDER OR

WIRE FEEDER

Serial No.

10/619,764

Filing Date

July 15, 2003

Examiner

Ross N. Gushi

Group Art Unit

2833

Our Docket No.

LEEE 2 00309

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed November 30, 2004. This patent application is on behalf of other than a small entity. Pursuant to 37 CFR 1.17, the fee for filing the Notice of Appeal is \$500.00. The required fee is enclosed herewith.

Applicant believes that no extension term is required; however, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time. If the submitted fee is insufficient for the Notice of Appeal and/or for an extension of time, the Commissioner is authorized to charge any fee which may be

required, or credit any overpayment to Deposit Account No. 06-0308. This sheet is submitted in triplicate to facilitate any such charge.

FAY, SHARPE, FAGAN, MINNICH & McKEE

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